

United States District Court  
WESTERN DISTRICT OF NEW YORK

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JEROME NATHAN GRANT

**JUDGMENT IN A CIVIL CASE**  
CASE NUMBER: 16-CV-866-A

v.

UNITED STATES MARSHAL SERVICE  
WESTERN DISTRICT OF New York, et al

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED: that pursuant to Fed. R. Civ. P.12(b) (1), the action is dismissed for lack of subject matter jurisdiction without prejudice to any cognizable suit against the United States under the Federal Tort Claims Act.

Date: February 14, 2018

MARY C. LOEWENGUTH  
CLERK OF COURT

By: s/K.McMillan  
Deputy Clerk